

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

**IN RE: ETHICON, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION**

MDL No. 2327

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO –64)

On February 7, 2012, the Panel transferred 36 civil action(s) to the United States District Court for the Southern District of West Virginia for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. §1407. *See* 844 F.Supp.2d 1359 (J.P.M.L. 2012). Since that time, 688 additional action(s) have been transferred to the Southern District of West Virginia. With the consent of that court, all such actions have been assigned to the Honorable Joseph R Goodwin.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Southern District of West Virginia and assigned to Judge Goodwin.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. §1407 to the Southern District of West Virginia for the reasons stated in the order of February 7, 2012, and, with the consent of that court, assigned to the Honorable Joseph R Goodwin.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Southern District of West Virginia. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7–day period, the stay will be continued until further order of the Panel.

Inasmuch as no objection is
pending at this time, the
stay is lifted.

Oct 26, 2012

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FOR THE PANEL:



Jeffery N. Lüthi
Clerk of the Panel

**IN RE: ETHICON, INC., PELVIC REPAIR
SYSTEM PRODUCTS LIABILITY LITIGATION**

MDL No. 2327

SCHEDULE CTO-64 – TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
KENTUCKY WESTERN			
KYW	3	12-00415	Lockaby et al v. Ethicon, Inc. et al
KYW	3	12-00416	Jarrett v. Ethicon, Inc., et al.
LOUISIANA WESTERN			
LAW	2	12-02270	Gayle et al v. Johnson & Johnson et al
MARYLAND			
MD	1	12-00581	Bailey et al v. Ethicon, Inc., etc., et al
OREGON			
OR	3	12-01352	Courson v. Ethicon, Inc. et al
OR	3	12-01355	Davis v. Ethicon, Inc. et al
TENNESSEE EASTERN			
TNE	4	12-00050	Cook et al v. Johnson & Johnson et al



Activity in Case MDL No. 2327 IN RE: Ethicon, Inc., Pelvic Repair System
Products Liability Litigation CTO Final Minute Order (Clerks)
JPMLCMECF to: JPMLCMDECF

10/26/2012 08:55 AM

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United States

United States Judicial Panel on Multidistrict Litigation

Notice of Electronic Filing

The following transaction was entered on 10/26/2012 at 8:55 AM EDT and filed on 10/26/2012

Case Name: IN RE: Ethicon, Inc., Pelvic Repair System Products Liability
Litigation

Case Number: [MDL No. 2327](#)

Filer:

Document
Number: No document attached

Docket Text:

*****TEXT ONLY ENTRY*****

**MINUTE ORDER - TO INVOLVED CLERKS - Conditional Transfer Order (CTO-64)
Finalized on 10/26/2012. Please see pleading (3 in KYW/3:12-cv-00415, 3 in
KYW/3:12-cv-00416, 3 in LAW/2:12-cv-02270, 3 in MD/1:12-cv-00581, [663] in MDL
No. 2327, 3 in OR/3:12-cv-01352, 3 in OR/3:12-cv-01355, 3 in TNE/4:12-cv-00050).**

**As stipulated in Rule 7.1(c) of the Rules of Procedure of the Judicial Panel on
Multidistrict Litigation, transmittal of the order has been stayed 7 days to give any
party an opportunity to oppose the transfer.**

**The 7-day period has now elapsed, no opposition was received, and the order is
directed to the Clerk of the United States District Court for the S.D. West Virginia
for filing. The Panel governing statute, 28 U.S.C. 1407, requires that the transferee
clerk transmit a certified copy of the Panel order to transfer to the clerk of the
district court from which the action is being transferred.**

Signed by Clerk of the Panel Jeffery N. Luthi on 10/26/2012.

**Associated Cases: MDL No. 2327, KYW/3:12-cv-00415, KYW/3:12-cv-00416,
LAW/2:12-cv-02270, MD/1:12-cv-00581, OR/3:12-cv-01352, OR/3:12-cv-01355,**

TNE/4:12-cv-00050 (trb)

Case Name: Lockaby et al v. Ethicon, Inc. et al
Case Number: [KYW/3:12-cv-00415](#)
Filer:
Document Number: No document attached

Docket Text:

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Case Name: Davis v. Ethicon, Inc. et al
Case Number: [OR/3:12-cv-01355](#)
Filer:
Document Number: No document attached

Docket Text:

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Case Name: Bailey et al v. Ethicon, Inc., etc.,
et al

Case Number: [MD/1:12-cv-00581](#)

Filer:

Document
Number: No document attached

Docket Text:

TEXT ONLY ENTRY

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Case Name: Gayle et al v. Johnson & Johnson
et al

Case Number: [LAW/2:12-cv-02270](#)

Filer:

**Document
Number:** No document attached

Docket Text:

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Case Name: Cook et al v. Johnson & Johnson et
al

Case Number: [TNE/4:12-cv-00050](#)

Filer:

**Document
Number:** No document attached

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Case Name: Jarrett v. Ethicon, Inc., et al.
Case Number: [KYW/3:12-cv-00416](#)
Filer:
Document Number: No document attached

Docket Text:

TEXT ONLY ENTRY

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Case Name: Courson v. Ethicon, Inc. et al

Case Number: [OR/3:12-cv-01352](#)

Filer:

Document Number: No document attached

Docket Text:

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No public notice (electronic or otherwise) sent because the entry is private



Activity in Case MDL No. 2327 IN RE: Ethicon, Inc., Pelvic Repair System
Products Liability Litigation Conditional Transfer Order Finalized
JPMLCMECF to: JPMLCMDECF

10/26/2012 08:52 AM

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United States

United States Judicial Panel on Multidistrict Litigation

Notice of Electronic Filing

The following transaction was entered on 10/26/2012 at 8:51 AM EDT and filed on 10/26/2012

Case Name: IN RE: Ethicon, Inc., Pelvic Repair System Products Liability
Litigation
Case Number: [MDL No. 2327](#)
Filer:
Document
Number: [663](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-64) - 7 action(s) re: pldg. (1 in KYW/3:12-cv-00415, 1 in KYW/3:12-cv-00416, 1 in LAW/2:12-cv-02270, 1 in MD/1:12-cv-00581, [653] in MDL No. 2327, 1 in OR/3:12-cv-01352, 1 in OR/3:12-cv-01355, 1 in TNE/4:12-cv-00050) Inasmuch as no objection is pending at this time, the stay is lifted.

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Case Name: Lockaby et al v. Ethicon, Inc. et
al
Case Number: [KYW/3:12-cv-00415](#)
Filer:

**Document
Number:** [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-64) - 7 action(s) re: pldg. (1 in KYW/3:12-cv-00415, 1 in KYW/3:12-cv-00416, 1 in LAW/2:12-cv-02270, 1 in MD/1:12-cv-00581, [653] in MDL No. 2327, 1 in OR/3:12-cv-01352, 1 in OR/3:12-cv-01355, 1 in TNE/4:12-cv-00050) Inasmuch as no objection is pending at this time, the stay is lifted.

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Case Name: Davis v. Ethicon, Inc. et al
Case Number: [OR/3:12-cv-01355](#)
Filer:
**Document
Number:** [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-64) - 7 action(s) re: pldg. (1 in KYW/3:12-cv-00415, 1 in KYW/3:12-cv-00416, 1 in LAW/2:12-cv-02270, 1 in MD/1:12-cv-00581, [653] in MDL No. 2327, 1 in OR/3:12-cv-01352, 1 in OR/3:12-cv-01355, 1 in TNE/4:12-cv-00050) Inasmuch as no objection is pending at this time, the stay is lifted.

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Case Name: Bailey et al v. Ethicon, Inc., etc., et al
Case Number: [MD/1:12-cv-00581](#)
Filer:
**Document
Number:** [3](#)

Docket Text:

CONDITIONAL TRANSFER ORDER FINALIZED (CTO-64) - 7 action(s) re: pldg. (1

in KYW/3:12-cv-00415, 1 in KYW/3:12-cv-00416, 1 in LAW/2:12-cv-02270, 1 in MD/1:12-cv-00581, [653] in MDL No. 2327, 1 in OR/3:12-cv-01352, 1 in OR/3:12-cv-01355, 1 in TNE/4:12-cv-00050) Inasmuch as no objection is pending at this time, the stay is lifted.

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Case Name: Gayle et al v. Johnson & Johnson
et al
Case Number: [LAW/2:12-cv-02270](#)
Filer:
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Number: [3](#)

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Case Name: Cook et al v. Johnson & Johnson et
al
Case Number: [TNE/4:12-cv-00050](#)
Filer:
Document
Number: [3](#)

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Case Number: [KYW/3:12-cv-00416](#)
Filer:
Document Number: [3](#)

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Case Name: Courson v. Ethicon, Inc. et al.
Case Number: [OR/3:12-cv-01352](#)
Filer:
Document Number: [3](#)

Docket Text:

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TNE/4:12-cv-00050 (trb)

MDL No. 2327 Notice has been electronically mailed to:

Carl N Frankovitch carl@facslaw.com, terry@facslaw.com

Michael J Farrell mjf@farrell3.com, ewl@farrell3.com, jlm@farrell3.com, mef@farrell3.com, tjw@farrell3.com

Michael Bonasso mbonasso@fsblaw.com, etaylor@fsblaw.com, nthompson@fsblaw.com, rhodge@fsblaw.com

Harry F. Bell, Jr hfbell@belllaw.com, bnjones@belllaw.com

David B. Thomas dthomas@tcspllc.com, rdavis@tcspllc.com

Paul T Farrell, Jr paul@greeneketchum.com

Marc E. Williams marc.williams@nelsonmullins.com

MDL No. 2327 Notice will not be electronically mailed to:

KYW/3:12-cv-00415 Notice has been electronically mailed to:

Christy D. Jones christy.jones@butlersnow.com, brandy.pitts@butlersnow.com, ecf.notices@butlersnow.com, karen.evans@butlersnow.com, kcrawford@riker.com, laura.dixon@butlersnow.com, mkabbash@riker.com

J. Gerard Stranch, IV gstranch@branstetterlaw.com, calebb@branstetterlaw.com, lisac@branstetterlaw.com, lisam@branstetterlaw.com, pattim@branstetterlaw.com

William J Doyle, II bill@doylelowther.com, kdavis@doylelowther.com

Stacey A. Skillman sskillman@branstetterlaw.com

Christopher W. Cantrell ccantrell@doylelowther.com

KYW/3:12-cv-00415 Notice will not be electronically mailed to:

OR/3:12-cv-01355 Notice has been electronically mailed to:

Christy D. Jones christy.jones@butlersnow.com, brandy.pitts@butlersnow.com, ecf.notices@butlersnow.com, karen.evans@butlersnow.com, kcrawford@riker.com, laura.dixon@butlersnow.com, mkabbash@riker.com

Jeffrey A. Bowersox Jeffrey@bowersoxlaw.com, kim@bowersoxlaw.com

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MD/1:12-cv-00581 Notice has been electronically mailed to:

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A. Donald C Discepolo don@discepolollp.com, jessica@discepolollp.com

MD/1:12-cv-00581 Notice will not be electronically mailed to:

LAW/2:12-cv-02270 Notice has been electronically mailed to:

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Matthew E Lundy mlundy@lundylawllp.com

Hunter William Lundy hlundy@lundylawllp.com

Jackey W South jsouth@lundylawllp.com

LAW/2:12-cv-02270 Notice will not be electronically mailed to:

TNE/4:12-cv-00050 Notice has been electronically mailed to:

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Aimee H Wagstaff aimee.wagstaff@ahw-law.com, aimee.wagstaff@ab-plc.com

J. Paul Sizemore paul@sizemorelawfirm.com

TNE/4:12-cv-00050 Notice will not be electronically mailed to:

KYW/3:12-cv-00416 Notice has been electronically mailed to:

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J. Gerard Stranch, IV gstranch@branstetterlaw.com, calebb@branstetterlaw.com,
lisac@branstetterlaw.com, lisam@branstetterlaw.com, pattim@branstetterlaw.com

William J Doyle, II bill@doylelowther.com, kdavis@doylelowther.com

Stacey A. Skillman sskillman@branstetterlaw.com

Christopher W. Cantrell ccantrell@doylelowther.com

KYW/3:12-cv-00416 Notice will not be electronically mailed to:

OR/3:12-cv-01352 Notice has been electronically mailed to:

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Jeffrey A. Bowersox Jeffrey@bowersoxlaw.com, kim@bowersoxlaw.com

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